Remarks

Reconsideration of this Application is respectfully requested.

Upon entry of the foregoing amendment, claims 1-4, 29, and 31-40 are pending in the application, with claim 1 being the sole independent claim. Claim 30 is sought to be cancelled without prejudice to or disclaimer of the subject matter therein. Applicants reserve the right to prosecute similar or broader claims, with respect to the cancelled claims, in the future. These changes are believed to introduce no new matter, and their entry is respectfully requested.

The claims presented in this Application should be interpreted solely based on the file history of this Application, not the file history of any predecessor or related application. With respect to this application, Applicants hereby rescind any and all disclaimers of claim scope made in any parent application(s), any predecessor application(s), and any related application(s). The Examiner is advised that any previous disclaimer of claim scope, if any, and any references that allegedly caused any previous disclaimer of claim scope, may need to be revisited. Nor should any previous disclaimer of claim scope, if any, in this Application be read back into any predecessor or related application.

Based on the above amendment and the following remarks, Applicants respectfully request that the Examiner reconsider all outstanding objections and rejections and that they be withdrawn.

Rejections under 35 U.S.C. § 112

Claim 30

Claim 30 stands rejected under 35 U.S.C. § 112, first paragraph, for allegedly failing to comply with the enablement requirement. Without acquiescing to the merits of this allegation, Applicants have cancelled claim 30 without prejudice to or disclaimer of the subject matter therein. Applicants contend that the canceling of claim 30 does not give rise to any implication regarding whether Applicants agree with or acquiesce to the rejection under 35 U.S.C. § 112, first paragraph.

Claim 30 stands rejected under 35 U.S.C. § 112, second paragraph, for allegedly being indefinite for failing to particularly point out and distinctly claim the subject matter which the Applicant regards as the invention. Without acquiescing to the merits of this allegation, Applicants have cancelled claim 30 without prejudice to or disclaimer of the subject matter therein. Applicants contend that the canceling of claim 30 does not give rise to any implication regarding whether Applicants agree with or acquiesce to the rejection under 35 U.S.C. § 112, second paragraph.

Allowable Subject Matter

Claims 1-4, 29, and 31-40

Applicants thank the Examiner for indicating the allowability of claims 1-4, 29, and 31-40 in the Office Action.

Reply to Office Action of October 26, 2009

Conclusion

All of the stated grounds of objection and rejection have been properly traversed,

accommodated, or rendered moot. Applicants therefore respectfully request that the

Examiner reconsider all presently outstanding objections and rejections and that they be

withdrawn. Applicants believe that a full and complete reply has been made to the

outstanding Office Action and, as such, the present application is in condition for

allowance. If the Examiner believes, for any reason, that personal communication will

expedite prosecution of this application, the Examiner is invited to telephone the

undersigned at the number provided.

Prompt and favorable consideration of this Amendment and Reply is respectfully

requested.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

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